

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application of: LUEDTKE, Roy Jr.

For: INBRED MAIZE LINE PH3PV,

the specification of which is being transmitted herewith.

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

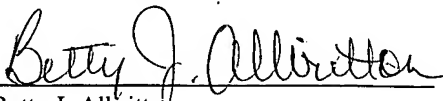
Attached are Forms PTO/SB/08A and 08B (formerly Form PTO-1449) listing the relevant art known to the applicant herein. The Examiner is requested to consider the references and make them of record. This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. 09/758,604, filed on January 11, 2001. The following references were submitted to, and/or cited by, the Patent Office in the prior application(s) and, therefore, are not required to be provided in this application:

Applicant discloses herewith patents, publications or other information, of which he is aware that he believes may be material to the examination of this application, and in respect of which, there may be a duty to disclose. Legible copies of all items listed in Forms PTO/SB/08A

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Betty J. Albritton  
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and 08B (formerly Form PTO-1449) accompany this information statement, except those identified above.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Lila A. T. Akrad".

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- mlw -

Attorneys of Record

Form PTO 1449-A				ATTY. DOCKET NO. <b>1333</b>		Application No. <b>09/758,604</b>	
INFORMATION DISCLOSURE CITATION				Applicant <b>Roy Luedtke, Jr.</b>			
(Use several sheets if necessary)				Filing Date <b>January 11, 2001</b>		Group Art Unit <b>1638</b>	
<b>U.S. &amp; FOREIGN PATENT DOCUMENTS</b>							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLA SS	FILING DATE
		1 6 0 3 9 0		EP			11/6/85
<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)							
A1		Conger, B.V., et al. (1987) "Somatic Embryogenesis From Cultured Leaf Segments of <i>Zea Mays</i> ", <u>Plant Cell Reports</u> , 6:345-347.					
A2		Duncan, D.R., et al. (1985) "The Production of Callus Capable of Plant Regeneration From Immature Embryos of Numerous <i>Zea Mays</i> Genotypes", <u>Planta</u> , 165:322-332.					
A3		Edallo, et al. (1981) "Chromosomal Variation and Frequency of Spontaneous Mutation Associated with <i>in Vitro</i> Culture and Plant Regeneration in Maize", <u>Maydica</u> , XXVI: 39-56.					
A4		Green, et al., (1975) "Plant Regeneration From Tissue Cultures of Maize", <u>Crop Science</u> , Vol. 15, pp. 417-421.					
A5		Green, C.E., et al. (1982) "Plant Regeneration in Tissue Cultures of Maize" <u>Maize for Biological Research</u> , pp. 367-372.					
A6		Hallauer, A.R. et al. (1988) "Corn Breeding" <u>Corn and Corn Improvement</u> , No. 18, pp. 463-481.					
A7		Meghji, M.R., et al. (1984). "Inbreeding Depression, Inbred & Hybrid Grain Yields, and Other Traits of Maize Genotypes Representing Three Eras", <u>Crop Science</u> , Vol. 24, pp. 545-549.					
A8		Phillips, et al. (1988) "Cell/Tissue Culture and In Vitro Manipulation", <u>Corn &amp; Corn Improvement</u> , 3rd Ed., ASA Publication, No. 18. pp. 345-387.					
A9		Poehlman et al., (1995) <u>Breeding Field Crop</u> , 4th Ed., Iowa State University Press, Ames, IA., pp. 132-155 and 321-344.					
A10		Rao, K.V., et al., (1986) "Somatic Embryogenesis in Glume Callus Cultures", <u>Maize Genetics Cooperative Newsletter</u> , No. 60, pp. 64-65					
A11		Sass, John F. (1977) "Morphology", <u>Corn &amp; Corn Improvement</u> , ASA Publication. Madison, Wisconsin, pp. 89-109.					
A12		Songstad, D.D. et al. (1988) "Effect of ACC (1-aminocyclopropane-1-carboxylic acid), Silver Nitrate & Norbonadiene on Plant Regeneration From Maize Callus Cultures", <u>Plant Cell Reports</u> , 7:262-265.					
A13		Tomes, et al. (1985) "The Effect of Parental Genotype on Initiation of Embryogenic Callus From Elite Maize ( <i>Zea Mays</i> L.) Germplasm", <u>Theor. Appl. Genet.</u> , Vol. 70, p. 505-509.					
A14		Troyer, et al. (1985) "Selection for Early Flowering in Corn: 10 Late Synthetics", <u>Crop Science</u> , Vol. 25, pp. 695-697.					
A15		Umbeck, et al. (1983) "Reversion of Male-Sterile T-Cytoplasm Maize to Male Fertility in Tissue Culture", <u>Crop Science</u> , Vol. 23, pp. 584-588.					
A16		Wright, Harold (1980) "Commercial Hybrid Seed Production", <u>Hybridization of Crop Plants</u> , Ch. 8: 161-176.					
A17		Wych, Robert D. (1988) "Production of Hybrid Seed", <u>Corn and Corn Improvement</u> , Ch. 9, pp. 565-607.					
A18		Lee, Michael (1994) "Inbred Lines of Maize and Their Molecular Markers", <u>The Maize Handbook</u> Ch. 65:423-432					
A19		Boppenmaier, et al., "Comparisons Among Strains of Inbreds for RFLPs", <u>Maize Genetics Cooperative Newsletter</u> , 65:1991, pg. 90					
A20		Smith, J.S.C., et al., "The Identification of Female Selfs in Hybrid Maize: A Comparison Using Electrophoresis and Morphology". <u>Seed Science and Technology</u> 14, 1-8					
EXAMINER				DATE CONSIDERED			
<small>*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.</small>							

<b>Notice of References Cited</b>	Application/Control No. 09/758,604	Applicant(s)/Patent Under Reexamination LUEDTKE, ROY	
	Examiner Ashwin Mehta	Art Unit 1638	Page 1 of 1

**U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-6,124,534	09-2000	Kramer	800/320.100
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

**FOREIGN PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
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	T					

**NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
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\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

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	Examiner Ashwin Mehta		Art Unit 1638	Page 1 of 1

**U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-5,523,520	06-1996	Hunsperger et al.	800/323.1
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
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	J	US-			
	K	US-			
	L	US-			
	M	US-			

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	Q					
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	S					
	T					

**NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	Kraft et al., Theor. Appl. Genet., 2000, Vol. 101, pages 323-326
	V	Eshed et al., Genetics, 1996, Vol. 143, pages 1807-1817
	W	
	X	

\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
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	Examiner Ashwin Mehta	Art Unit 1638	Page 1 of 1

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	Q					
	R					
	S					
	T					

**NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
*	U	International Convention for the Protection of New Varieties of Plants, 1991, UPOV Publication No. 438(e), pages 7-8
*	V	Openshaw et al., Proc. Symp. Anal. Mol. Data, August 1994, pages 41-43
*	W	Poethig, R.S., Maize, the plant and its parts, In: Maize for Biological Research, W. Sheridan, Ed., 1982, University of North Dakota Press, Grand Forks, ND, pages 9-18
*	X	Berry et al., Genetics, 2002, Vol. 161, pages 813-821

\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Roy Luedtke Jr.Application No./Patent No.: 09/758,604Filed/Issue Date: January 11, 2001Entitled: INBRED MAIZE LINE PH3PVPioneer Hi-Bred International, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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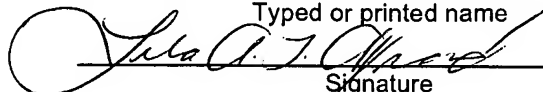
- ☐ Copies of assignments or other documents in the chain of title are attached.

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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

2/24/2004  
DateLILA A. T. AKRAD

Typed or printed name



Signature

Attorney

Title